

## Lieutenant Governor Loren Leman

June 16, 2005

Ken Jacobus  
Law Offices of Kenneth P. Jacobus, P.C.  
425 G St, Suite 920  
Anchorage, AK 99501-2140

Dear Mr. Jacobus: *Ken*

You submitted an initiative application for a bill entitled "An Act relating to establishing the Alaska Gaming Commission" for review under AS 15.45.070. I forwarded it to the Division of Elections for verification of signatures and the Department of Law for legal review.

The petition statistics report prepared by the Division of Elections and the Department of Law's opinion regarding your application are enclosed.

The Division of Elections verifies that the application has a sufficient number of sponsors to qualify for circulation of a petition. The Department of Law has concluded that the initiative application complies with AS 15.45.030 and AS 15.45.040. Consequently, I certify this initiative application as being in the proper form under the provisions of AS 15.45.010 through AS 15.45.070, and Article XI of the Alaska Constitution. Your official certificate is enclosed.

As Lieutenant Governor it is my duty to prepare an impartial summary for the petition booklets according to AS 15.45.090 (2). The following is the petition summary I have written with consultation from the Department of Law:

### Establish Alaska Gaming Commission

This initiative would create a seven-member gaming commission in the State Department of Revenue, and change gaming laws. The commission would employ a director, make contracts, adopt regulations, investigate and enforce gaming laws. The commission could potentially authorize future games of chance, such as casino games. It could join other states in multi-state gaming. The director would supervise gaming activities, enforce charitable gaming laws, and could revoke a gaming contract. The initiative would make certain acts related to gaming a felony. Gaming allowed by the new law would be exempted from the criminal prohibition against gambling.

Should this initiative become law?

The Division of Elections will prepare and print numbered petition booklets for circulation. As soon as the booklets are available, the Division will send them to the Division's regional office of your choice (Juneau, Anchorage, Fairbanks or Nome). At that time, you will also be provided with instructions for booklet distribution and accounting. These must be followed.

The initiative must be filed within one year from the date notice is given that the petition booklets are ready for delivery (AS 15.45.140). However, you should also be aware of the time requirements provided in AS 15.45.190 (copy enclosed). The petition must be signed by qualified voters at least equal in number to 10 percent of those who voted in the last General Election, who are resident in at least three-fourths of the House districts of the State and who, in each of these House districts, are equal in number to at least seven percent of those who voted in the preceding General Election in the House district.

The number of signatures that you need to gather will be based on the 2004 General Election (6 AAC 25.240 (i)). You will need at least 31,451 qualified voters in at least 30 election districts to sign the petition. The vote totals for each House district from the 2004 General Election are enclosed.

If you have questions or comments about the initiative application certification, please contact Robert Pearson, my special assistant, at 465-4082.

Sincerely,



Loren Leman  
Lieutenant Governor

Enclosures

cc: Darwin A. Biwer, Initiative Committee Member  
Dale Fox, Initiative Committee Member  
Cindy Menichetti, Initiative Committee Member  
David Marquez, Attorney General  
Laura Glaiser, Director, Division of Elections

# CERTIFICATE

I, LOREN LEMAN, LIEUTENANT GOVERNOR of the STATE OF ALASKA, CERTIFY THAT the initiative application "**An Act relating to establishing the Alaska Gaming Commission**" has been reviewed and is in proper form as required under the provisions of Article XI of the Constitution of the State of Alaska and Alaska Statute 15.45.010 through 15.45.070.

I FURTHER CERTIFY THAT the application contained the signatures and addresses of at least 100 qualified voters.



**IN TESTIMONY WHEREOF, I have signed and affixed the Seal of the State of Alaska, at Anchorage on June 16, 2005.**

A handwritten signature in cursive script, reading "Loren A. Leman", written over a horizontal dotted line.

**LOREN LEMAN  
LIEUTENANT GOVERNOR**